Serial No. 10/646,238, filed 8/22/04

REMARKS

Claims 1-11 are presently pending in the application. Claims 8-10 are cancelled and

new claim 11 has been added. Claims 5-7 where indicated as allowable if amended to

include the limitations of the intervening claims, which applicant has done. Claims 1, 5-7

and 11 are in independent form.

Formal drawings are being submitted with this amendment to replace the originally

submitted informal drawings.

The Abstract has been amended and now has less than 150 words.

Claim 1 was amended to recite that two chambers of the same bore are pressurized

to obtain a desired gear set. This is not disclosed, as evidenced by the first table in the '949

patent. Amended claim 1 is allowable as written. Amended claim 4 further recites that the

pistons are adjacent to their respective chambers.

New claim 11 recites that two actuators are actuated to obtain a desired gear set.

The second table in the '949 patent shows that the reference does not disclose this feature.

Please charge \$400.00 for two independent claims in excess of three to Deposit

Account No. 50-1482 in the name of Carlson, Gaskey & Olds, P.C.. The Examiner is also

authorized to charge any other fees to the deposit account as necessary.

Respectfully submitted,

N. GASKEX/& OLDS

William S. Gottschalk

Registration No. 44,130

400 W. Maple, Suite 350

Birmingham, MI 48009

(248) 988-8360

Dated:  $\frac{\lambda}{23/05}$ 

10